

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 17, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.**

Commissioners Present: Larry Hudkins, Chair
Deb Schorr, Vice Chair
Bernie Heier
Ray Stevens
Bob Workman

Others Present: Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Kristy Mundt, Deputy County Attorney
Gwen Thorpe, Deputy Administrative Officer

The Board of Commissioners meeting was called to order at 1:30 p.m..

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, May 10, 2005.**

MOTION: Schorr moved and Stevens seconded approval of the minutes of the Board of Commissioners meeting dated May 10, 2005. Schorr, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

- 2) **SPECIAL PRESENTATIONS:**

A. Annual Report for Region V Services - Dave Merrill, Executive Director

Dave Merrill, Executive Director for Region V Services, distributed copies of the 2004 Annual Report for Region V Services (Exhibit 1) and a recommendation for funding for fiscal year 2005/2006 (Exhibit 2).

Tim Kosier, Area Director of Lincoln-1, distributed documentation (Exhibit 3) and briefly highlighted the four area program in Lincoln/Lancaster County.

2) **SPECIAL PRESENTATIONS CONTINUED:**

B. Annual Report for Region V Systems - C.J. Johnson, Region Administrator

C.J. Johnson, Regional Program Administrator, disseminated the 2005 Lancaster County Report (Exhibit 4) and discussed the Region V Systems report.

C. Recognition of County Employees' Service Anniversaries.

The County Board recognized employees who have served the County for 10, 15, 20, 25, 30 and 35 years.

3) **CLAIMS: Approval of all claims processed through Tuesday, May 17, 2005.**

MOTION: Workman moved and Stevens seconded approval of all claims processed through May 17, 2005. Stevens, Heier, Workman, Schorr and Hudkins voted aye. Motion carried.

4) **NEW BUSINESS:**

A. Applications for Special Designated Licenses from K-SARA Enterprises, Inc. d/b/a Kevin Meier Imports to provide liquor beverage service for the following at Country Pines, located at 6305 West Adams Street, Lincoln, Lancaster County, Nebraska:

- ▶ Henke wedding reception on Friday, June 10, 2005 from 5 p.m. to 1 a.m.
- ▶ 20 Year East High School Reunion on Saturday, June 11, 2005 from 3 p.m. to 1 a.m.
- ▶ Obrecht wedding reception on Friday, June 17, 2005 from 5 p.m. to 1 a.m.

MOTION: Stevens moved and Workman seconded approval of applications for Special Designated Licenses from K-SARA Enterprises, Inc. d/b/a Kevin Meier Imports to provide liquor beverage service for the following at Country Pines, located at 6305 West Adams Street, Lincoln, Lancaster County, Nebraska: Henke wedding reception on June 10, 2005 from 5 p.m. to 1 a.m.; 20 Year East High School Reunion on June 11, 2005 from 3 p.m. to 1 a.m. and the Obrecht wedding reception on June 17, 2005 from 5 p.m. to 1 a.m.. Heier, Workman, Schorr, Stevens and Hudkins voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

B. A resolution in the matter of witness fees paid by Lancaster County which have remained unclaimed for six months or more. (R-05-0057)

MOTION: Heier moved and Schorr seconded approval of Resolution 05-0057 in the matter of witness fees paid by Lancaster County which have remained unclaimed for six months or more. Heier, Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

C. A corrective conservation easement agreement between the City of Lincoln, Lancaster County and Eugene and Jeanette M. Theer d/b/a Lincoln Turf Farms to correct an error in the legal description relating to that portion of Lot 27, Irregular Tract, located in the Southeast Quarter and Lot 23, Irregular Tract located in the Northwest Quarter, all within Section 6, Township 8 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska, as shown in accordance with the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map for Lancaster County, Nebraska. (C-05-0272)

MOTION: Heier moved and Stevens seconded approval of a corrective conservation easement agreement between the City of Lincoln, Lancaster County and Eugene and Jeanette M. Theer d/b/a Lincoln Turf Farms to correct an error in the legal description relating to that portion of Lot 27, Irregular Tract, located in the Southeast Quarter and Lot 23, Irregular Tract located in the Northwest Quarter, all within Section 6, Township 8 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska, as shown in accordance with the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map for Lancaster County, Nebraska. Schorr, Heier, Workman, Stevens and Hudkins voted aye. Motion carried.

D. A contract between the Lancaster County Engineering Department and Dobson Brothers Construction Company, in the amount of \$1,030,443.02, for asphaltic concrete resurfacing and paving at the following locations : (C-05-0273)

Construction of Asphaltic Concrete Resurfacing on:

- ▶ South 120th Street from East "A" Street north one mile to Highway 34
- ▶ East "A" Street from the Lincoln city limits east 2.3 miles to South 120th Street
- ▶ Panama Road from South 61st Street east 0.5 mile to South 68th Street
- ▶ Panama Road from South 68th Street east two miles to South 96th Street
- ▶ South 148th Street from Highway 2 north seven miles to Highway 34

4) **NEW BUSINESS CONTINUED:**

Construction of Asphaltic Concrete Paving on:

- Panama Road from South 54th Street east 0.5 mile to South 61st Street
- Princeton Road from South 68th Street west 0.2 mile to the Norris School driveway

MOTION: Schorr moved and Stevens seconded approval of a contract between the Lancaster County Engineering Department and Dobson Brothers Construction Company, in the amount of \$1,030,443.02, for asphaltic concrete resurfacing and paving at various locations within the County. Stevens, Workman, Heier, Schorr and Hudkins voted aye. Motion carried.

E. A request from Stephen Bjorkman, on behalf of Ronald TeKolste with Farm Credit Leasing Service, for a refund of 2004 personal property taxes, in the approximate amount of \$154.24.

Scott Gaines, Chief Administrative Deputy County Assessor/Register of Deeds, appeared and recommended approval of the refund request.

MOTION: Stevens moved and Workman seconded approval of a request from Stephen Bjorkman, on behalf of Ronald TeKolste with Farm Credit Leasing Service, for a refund of 2004 personal property taxes, in the approximate amount of \$154.24. Heier, Stevens, Schorr, Workman and Hudkins voted aye. Motion carried.

F. A request from Marlin Ausdemore, on behalf of the Nebraska Heart Institute, L.L.C. for a refund of personal property taxes, in the approximate amount of \$100.22. The 2004 overpayment will be applied to the second half of the 2004 personal property taxes of \$1,044.22.

Gaines recommended approval of the refund request.

MOTION: Heier moved and Workman seconded approval of a request from Marlin Ausdemore, on behalf of the Nebraska Heart Institute, L.L.C. for a refund of personal property taxes, in the approximate amount of \$100.22. The 2004 overpayment will be applied to the second half of the 2004 personal property taxes of \$1,044.22. Workman, Schorr, Stevens, Heier and Hudkins voted aye. Motion carried.

- 5) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. **Noxious Weed Control Authority's Monthly Report for April, 2005.**
2. **Noxious Weed Control Authority's Monthly Report for the Combined Weed Program with the City of Lincoln for April, 2005.**
3. **Records & Information Management's Monthly Report for April, 2005.**
4. **2004 Annual Report for Lincoln Electric System.**

B. Setting of public hearings for Tuesday, May 31, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building for the following:

1. County Final Plat 05023, Prairie Lake Estates 1st Addition, requested by ESP, Inc. on behalf of Marvin and Cynthia Renner, for one lot on property generally located north and west of the corner of South 54th Street and Gage Road in Lancaster County, Nebraska.
2. County Final Plat 05030, North Branched Oak Estates, requested by Brian D. Carstens and Associates on behalf of Robert and Michelle Benes, for three lots and one outlot on property generally located southeast of the intersection of Northwest 84th Street and West Rock Creek Road in Lancaster County, Nebraska.
3. Comprehensive Plan Amendment 05012, by the Director of Planning at the request of Prairie Homes, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan to change the land use from Urban Residential to Commercial and to change the commercial size designation from Neighborhood Center to Community Center, on land generally located at North 84th and Adams Streets.

C. Setting of public hearings for Tuesday, June 7, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building for the following:

1. An application for Corporate Manager for Brett Allen Renner in connection with a Class I liquor license for Hillcrest Country Club located at 8901 "O" Street, Lincoln, Lancaster County, Nebraska.

5) **CONSENT ITEMS CONTINUED:**

2. An application for Corporate Manager for Connie L. Hynek in connection with a Class AD liquor license for Gas 'N Shop, Inc. d/b/a Gas 'N Shop No. 41 located at 4005 West Highway 34, Lincoln, Lancaster County, Nebraska.

D. Requests from the following individuals to participate in the Lancaster County Retirement Plan having met the requirements:

- ▶ Paul A. Johnson, an employee with Community Corrections
- ▶ Holly M. Pierce, an employee with the District Court

E. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:

- ▶ Arlyn A. and Judith A. Wohl on West Princeton Road west of Southwest 128th Street; Project C.P.V-145. This is a donation. (C-05-0267)
- ▶ Dennis J. and Lynn M. Fiedler on Southwest 40th Street north of West Saltillo Road; Project C.P.O-80. This is a donation. (C-05-0268)
- ▶ Kim L. May, in the amount of \$259.50 at Bennet Road and South 148th Street; Project C.P.R-159. (C-05-0269)
- ▶ Linda Reller Riskowski, in the total amount of \$70, on Southwest 42nd Street south of West Panama Road; Project C.P.W-266. (2 contracts) (C-05-0270 and C-05-0271)

MOTION: Heier moved and Schorr seconded approval of the Consent Items. Stevens, Workman, Heier, Schorr and Hudkins voted aye. Motion carried.

6) **ADJOURNMENT:**

MOTION: Schorr moved and Stevens seconded adjournment of the Board of Commissioners meeting at 2:16 p.m.. Schorr, Stevens, Heier, Workman and Hudkins voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MAY 17, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Larry Hudkins, Chair
Deb Schorr, Vice Chair
Bernie Heier
Ray Stevens
Bob Workman

Others Present: Kerry Eagan, Chief Administrative Officer
Scott Gaines, Chief Administrative Deputy County
Assessor/Register of Deeds Office
Bruce Medcalf, County Clerk
Kristy Mundt, Deputy County Attorney
Rob Ogden, Chief Field Deputy County Assessor/Register of
Deeds Office
Gwen Thorpe, Deputy Administrative Officer

The Board of Equalization meeting was called to order at 2:16 p.m..

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, May 10, 2005.**

MOTION: Schorr moved and Stevens seconded approval of the minutes of the Board of Equalization meeting dated May 10, 2005. Schorr, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 48 additions and deductions to the tax assessment rolls per Exhibit A.

MOTION: Stevens moved and Workman seconded approval of the additions and deductions to the tax assessment rolls. Workman, Schorr, Heier, Stevens and Hudkins voted aye. Motion carried.

3) **APPROVAL OF MOTOR VEHICLE TAX EXEMPTIONS:**

Christian Church (Disciples of Christ) in Nebraska
Community Blood Bank of the Lancaster County Medical Society
Lincoln Baptist Church
VITAL Services, Inc.

MOTION: Schorr moved and Heier seconded approval of the motor vehicle tax exemptions. Heier, Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

4) **APPEAL FILED ON VALUATION CHANGE:**

Charles Gary Gately, Trustee

Rob Ogden, Chief Field Deputy County Assessor/Register of Deeds, reported that there was a clerical error and recommended the value be set at \$1,153,350 for 2004 for Parcel I.D. 11-18-419-010-000.

MOTION: Stevens moved and Workman seconded to accept the recommendation of the County Assessor/Register of Deeds and set the value at \$1,153,350 for 2004 for Parcel I.D. 11-18-419-010-000. Workman, Stevens, Schorr, Heier and Hudkins voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: Schorr moved and Stevens seconded adjournment of the Board of Equalization meeting at 2:20 p.m.. Stevens, Heier, Workman, Schorr and Hudkins voted aye. Motion carried.

Bruce Medcalf
County Clerk